

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

In re:) Chapter 11
FLEMING COMPANIES, INC.,) Bk. No. 03-10945 (MFW)
et al.,) Jointly Administered
Debtors.)

DEAN FOODS COMPANY,)
Appellant,)
v.) Civ. No. 05-835-SLR
POST CONFIRMATION TRUST,)
Appellee.)

O R D E R

At Wilmington this 8th day of August, 2006, having received notice from the mediator that mediation was not successful in this case (D.I. 8);

IT IS ORDERED that briefing on this bankruptcy appeal shall proceed in accordance with the following schedule:

1. Appellant's brief in support of its appeal is due on or before **September 5, 2006**.

2. Appellee's brief in opposition to the appeal is due on or before **October 5, 2006**.

3. Appellant's reply brief is due on or before **October 19, 2006**.


United States District Judge